

HOUSE BILL 1311
By DeBerry J

AN ACT to amend Tennessee Code Annotated, Section
39-14-152, relative to use of a counterfeit mark or
logo.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-14-152(a)(2), is amended by deleting the subdivision in its entirety and substituting instead the following:

(2) "Intellectual property" means any trademark, service mark, trade name, label, term, recording, device, design or word adopted or used by a person to identify such person's goods or services; and

SECTION 2. Tennessee Code Annotated, Section 39-14-152(a)(3), is amended by deleting the word "counterfeiter's" wherever the term appears and substituting instead the language "trademark holder's".

SECTION 3. Tennessee Code Annotated, Section 39-14-152(c), is amended by deleting the language "twenty-five (25)" and substituting instead the language "ten (10)".

SECTION 4. Tennessee Code Annotated, Section 39-14-152(d)(2), is amended by deleting the subdivision in its entirety and substituting instead with the following:

(2) A violation of subdivision (b)(2) shall be punished as theft and graded in accordance with § 39-14-105.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.